

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE JURISIDICIION
CONTEMPT PETITION NO.360 OF 2004
IN
WRIT PETITION NO. 4187 OF 2001

National Railway Mazdoor Union
Central Railway and Anr. ...Petitioners

Vs.

Union of India and Ors. ...Respondents

.....
Mr.R.D.Bhat for Petitioners
Mr.T.J.Pandian for Respondents
.....

CORAM : B.H.MARLAPALLE, J.

DATE : FEBRUARY 11,2005

P.C.:

1. The decision of the Central Administrative Tribunal, Mumbai Bench, rendered on 1st May, 2001 in O.A.No. 66 of 2000 has been challenged before this Court in W.P.No. 4187 of 2001 and while granting Rule on 15.2.2002 the prayer for interim stay to the decision of the CAT has been turned down by this Court. It is thus, clear that no directions have been given by this Court in W.P.No. 4187 of 2001 till this date and which were required to be implemented by any of the respondents.

2. As the said Writ Petition has been merely admitted, the present petitioners may at the most,

claim that the decision of CAT is in operation and the same has not been implemented inspite of the fact that this Court has declined to stay the decision. If that be so, the petitioners have a remedy of moving Contempt Petition under the Administrative Tribunals Act, 1985 itself. This Contempt Petition is not tenable and hence, the same is rejected as such without prejudice to the rights available to the petitioners under the Administrative Tribunals Act.

[B.H.MARLAPALLE, J.]